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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT CALIFORNIA
WESTERN DIVISION**

24 **United States Commodity**
25 **Futures Trading Commission,**

)
) Civil Action No.:
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CV10 3834

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Plaintiff,

vs.

**New Golden Investment Group, LLC
a.k.a., NGI Group, LLC, a.k.a., New
Golden Management, a.k.a., New
Golden Entertainment, LLC, a.k.a.
Grupo NGI International, Inc.,
a.k.a., NGI Group International,
Inc., Ruben Gonzalez and Jose C.
Naranjo,**

Defendants.

) **COMPLAINT FOR INJUNCTIVE
) AND OTHER EQUITABLE
) RELIEF AND CIVIL MONETARY
) PENALTIES UNDER THE
) COMMODITY EXCHANGE ACT**

) Time:
) Date: MAY 20, 2010

Plaintiff, the United States Commodity Futures Trading Commission

("Commission" or "CFTC"), by its attorneys, alleges as follows:

I. SUMMARY

1. Defendants New Golden Investment Group, LLC, a.k.a. NGI Group, LLC, a.k.a. New Golden Management, a.k.a. New Golden Entertainment, LLC, a.k.a. NGI Group International, Inc., a.k.a. Grupo NGI International, LLC ("NGI"), and its principals Ruben Gonzalez ("Gonzalez") and Jose Naranjo ("Naranjo") (collectively, "Defendants"), have been operating a Ponzi scheme since at least August 2008, fraudulently soliciting and accepting approximately \$3.65 million from at least 165 members of the Spanish speaking community in and around Los Angeles, California.

1 2. Defendants solicited prospective customers by, among other means,
2 placing advertisements in Spanish language newspapers promising that customers
3 would “double [their] money” within one year and make yearly profits of 100%,
4 and inviting prospective customers to contact NGI. When contacted by
5 prospective customers, NGI employees or representatives told them and/or led
6 them to believe that NGI made its money by trading commodity futures, among
7 other things. In reality, NGI did not trade commodity futures for customers, did
8 not make any such profits and misappropriated customer funds for their personal
9 benefit.
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11
12 3. By virtue of this conduct and the conduct further described herein,
13 Defendants have cheated, defrauded and deceived the public in violation of
14 Sections 4b(a)(1)(A) and (C) of the Commodity Exchange Act (the “Act”), as
15 amended by the Food, Conservation, and Energy Act of 2008, Pub. L. No. 110-
16 246, Title XIII (the “CFTC Reauthorization Act of 2008” (“CRA”)), §§ 13101-
17 13204, 122 Stat. 1651, to be codified at 7 U.S.C. §§ 6b(a)(1)(A) and (C).
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20 4. Gonzalez and Naranjo, along with other NGI employees and agents,
21 committed and are committing the acts, omissions and failures described herein
22 within the course and scope of their employment at NGI. NGI, therefore, is liable
23 under Section 2(a)(1)(B) of the Act, 7 U.S.C. § 2(a)(1)(B) (2006), and Commission
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1 Regulation (“Regulation”) 1.2, 17 C.F.R. § 1.2 (2009), as principal for its agents’
2 acts, omissions and failures, including but not limited to Gonzalez’s and Naranjo’s
3 violations of the Act as amended by the CRA.
4

5 5. Gonzalez and Naranjo are liable under Section 13(b) of the Act, 7
6 U.S.C. § 13c(b) (2006), as controlling persons of NGI for its violations of the Act,
7 because they controlled NGI and did not act in good faith or knowingly induced,
8 directly or indirectly, the acts constituting the violations by NGI.
9

10 6. Accordingly, pursuant to Section 6c of the Act, 7 U.S.C. § 13a-1
11 (2006), the Commission brings this action to enjoin Defendants’ unlawful acts and
12 practices and to compel their compliance with the Act, as amended by the CRA,
13 and to further enjoin Defendants from engaging in certain commodity related
14 activity. In addition, the Commission seeks civil monetary penalties and remedial
15 ancillary relief, including, but not limited to, restitution, disgorgement, rescission,
16 trading and registration bans, pre- and post-judgment interest, and such other relief
17 as the Court may deem necessary and appropriate.
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20 **II. JURISDICTION AND VENUE**

21 7. Section 6c(a) of the Act, 7 U.S.C. § 13a-1(a) (2006), authorizes the
22 Commission to seek injunctive relief against any person whenever it shall appear
23 to the Commission that such person has engaged, is engaging, or is about to engage
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1 in any act or practice constituting a violation of the Act or any rule, regulation, or
2 order thereunder.

3
4 8. The Commission has jurisdiction over the transactions at issue in this
5 case pursuant to Section 6c of the Act, 7 U.S.C. § 13a-1 (2006).

6
7 9. Venue properly lies with the Court pursuant to Section 6c(e) of the
8 Act, 7 U.S.C. § 13a-1(e) (2006), because Defendants transacted business in the
9 Central District of California and certain of the transactions, acts, practices, and
10 courses of business alleged occurred, are occurring, and/or are about to occur
11 within this District.

12
13 10. Unless restrained and enjoined by this Court, Defendants are likely to
14 continue to engage in the acts and practices alleged in this Complaint and similar
15 acts and practices, as more fully described below.

16 III. PARTIES

17
18 11. The Commodity Futures Trading Commission is an independent
19 federal regulatory agency that is charged by Congress with the administration and
20 enforcement of the Act, as amended by the CRA, to be codified at 7 U.S.C. §§ 1 *et*
21 *seq.*, and the Regulations, 17 C.F.R. §§ 1.1 *et seq.* (2009).

22
23 12. New Golden Investment Group, LLC was formed as a Nevada limited
24 liability corporation in August 2008. Its main business address is 100 N. Barranca
25

1 Ave., West Covina, California 91791. It also uses the names NGI Group, LLC,
2 New Golden Management, New Golden Entertainment, LLC, Grupo NGI
3 International, LLC, NGI Group International, Inc., and has a second office at 4336
4 Edward Avenue, Las Vegas, Nevada 89108. NGI has never been registered with
5 the Commission in any capacity. According to NGI's promotional literature, the
6 company is involved in various business activities including mining operations in
7 Mexico for gold and silver, hotel and resort investments, real estate development,
8 and global trading. Its promotional literature also claims to hire licensed brokers.
9 NGI filed a Form D Notice of Exempt Offering of Securities with the U.S.
10 Securities and Exchange Commission in 2008 under the name NGI Group, LLC,
11 listing Gonzalez and Naranjo as executive officers and promoters, indicating it
12 accepted minimum investments of \$25,000 as part of a planned \$3 million
13 offering.
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17 13. Ruben Gonzalez is a principal and managing member of NGI.
18 Gonzalez is a Mexican National who resides in West Covina, California. The
19 Department of Justice arrested and incarcerated him on immigration charges on
20 October 23, 2009, and he is currently in prison. Gonzalez has never been
21 registered with the Commission in any capacity.
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1 18. Defendants directed employees to invite prospective customers to
2 NGI's office to meet them. Several customers did visit the office and met with
3 Defendants Gonzalez and Naranjo privately.
4

5 19. As part of their scheme to defraud customers and prospective
6 customers, Defendants took steps to make it appear that NGI was a successful
7 trading company. Specifically, Defendants set up computers in the office with
8 trading software to make it appear as though NGI was engaged in electronic
9 commodity futures trading.
10

11 20. Additionally, Defendants sent at least three employees to a
12 commodity futures trading seminar so that they would seem knowledgeable to the
13 public in commodity futures trading when soliciting them. At least one of these
14 employees solicited customers to trade commodity futures with NGI, telling them
15 that they would make anywhere from 5% to 24% annually, and persuaded
16 customers to come to NGI's office to discuss futures trading through NGI with
17 Gonzalez and Naranjo, which various customers did.
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19

20 21. Once prospective customers visited and were able to observe NGI's
21 offices, which were set up to appear to be engaged in trading, NGI employees
22 arranged for these prospective customers to meet with Gonzalez and Naranjo, who
23 attempted to convince the prospective customers to invest.
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1 22. Gonzalez and Naranjo represented to prospective customers that NGI
2 guaranteed profits of 100% or more per year. Gonzalez and Naranjo did not
3 discuss risk of loss with some or all of the customers and prospective customers
4 they solicited.
5

6 23. During the meetings, Gonzalez and Naranjo pressed prospective
7 customers to invest even if they did not have the funds readily available, urging
8 them to take cash advances on their credit cards or withdraw funds from their
9 retirement accounts.
10

11 24. To document their investments, Defendants gave customers
12 promissory notes stating the amount of the investment and the promised monthly
13 returns, which ranged from 5% to 15%.
14

15 25. Since at least August 2008, the Defendants have fraudulently solicited
16 and accepted approximately \$3.65 million from at least 165 customers.
17

18 **B. NGI's Misappropriation**

19 26. Defendants' representations of profits resulting from commodity
20 futures trading and other investments in their advertisements were false because
21 they did not trade commodity futures contracts for customers. Instead, they sent
22 approximately \$100,000 in customer funds to Trader's International Return
23 Network ("TIRN") and \$290,000 to Forex Finanzas, two purported Panamanian
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1 forex trading companies for the purpose of trading off-exchange foreign currency
2 futures contracts (“forex”). Funds sent to TIRN were misappropriated or
3 dissipated, and the \$290,000 sent to Forex Finanzas appears to have been
4 misappropriated as well. Forex Finanzas claims to trade forex for customers on its
5 website, but their customers have complained on internet blogs that the company is
6 a “scam” and that they could not withdraw their money even though Forex
7 Finanzas represented to them that their accounts were profitable. Defendants told
8 at least one employee that they sent one million dollars to Forex Finanzas, but lost
9 most of it trading forex.
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12 27. Gonzalez and Naranjo used at least some customer funds for their
13 personal benefit. Specifically, Gonzalez transferred at least \$260,000 from NGI’s
14 business accounts to his personal bank account, and Naranjo transferred at least
15 \$267,000 from NGI’s business accounts to his personal account, from which
16 approximately \$62,000 in checks to “cash” were drawn. In addition, Defendants
17 used customer funds to purchase a Mercedes-Benz, airline tickets, and various
18 other retail purchases, and to make payments on a home.
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21 28. During the time period of approximately August 2008 to June 2009,
22 Defendants paid some investors approximately 10% per month (120% per year),
23 which customers understood from NGI’s advertisements to be investment profits.
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1 Payments to investors totaled approximately \$1.7 million. However, these
2 customer payments were not derived from trading profits or any other investment
3 venture. Rather, Gonzalez and Naranjo used new investor money to pay purported
4 profits to existing investors, akin to a Ponzi scheme.
5

6 29. In approximately June 2009, Defendants abruptly stopped making
7 payments to customers and, since then, have not honored most customers'
8 withdrawal requests. Gonzalez and Naranjo told customers who requested return
9 of their funds that the funds were being held at a bank in Mexico that refuses to
10 release the funds. Gonzalez and Naranjo also encouraged customers to forego their
11 redemption requests, telling them that NGI now has new investments, particularly
12 in oil mining projects, that would soon make huge profits for them if they left their
13 money with NGI.
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16 30. Further, Gonzalez and Naranjo have given some customers bad
17 checks for their principal investment and purported profits that have been returned
18 due to insufficient funds in NGI's accounts when customers have sought to cash or
19 deposit the checks.
20

21 **D. Gonzalez and Naranjo Are Controlling Persons of NGI**
22

23 31. Gonzalez and Naranjo established NGI and are its only managing
24 members. They each are responsible for NGI's day to day operations, including
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1 but not limited to hiring, firing and supervising NGI employees and determining
2 crucial aspects of NGI's operations such as the percentage of profits offered to
3 customers and how NGI customer funds would be used.
4

5 32. Gonzalez and Naranjo both are signatories on NGI's bank accounts at
6 Wells Fargo Bank and Bank of America.

7 33. Gonzalez and Naranjo knowingly induced NGI's violations of the Act
8 by personally participating in the fraud by knowingly misrepresenting profit
9 potential, risk of loss, and trading profits to prospective and actual customers, and
10 misappropriating their money.
11

12 **V. VIOLATIONS OF THE COMMODITY EXCHANGE ACT**

13 **COUNT I**

14 **Violations of Sections 4b(a)(1)(A) and (C) of the Act as amended by the CRA,**
15 **to be codified at 7 U.S.C. §§ 6b(a)(1)(A) and (C)**
16 **(Fraud in Connection with Commodity Futures Contracts)**

17 34. The allegations set forth in paragraphs 1 through 33 are realleged and
18 incorporated herein by reference.
19

20 35. Sections 4b(a)(1)(A) and (C) of the Act as amended by the CRA, to be
21 codified at 7 U.S.C. §§ 6b(a)(1)(A) and (C), make it unlawful:
22

23 for any person, in or in connection with any order to make, or
24 the making of, any contract of sale of any commodity . . . for
25 future delivery that is made, or to be made, on or subject to the
26 rules of a designated contract market, for or on behalf of any

1 other person, – (A) to cheat or defraud or attempt to cheat or
2 defraud the other person; [or] ... (C) willfully to deceive or
3 attempt to deceive the other person by any means whatsoever in
4 regard to any order or contract or the disposition or execution of
5 any order or contract, or in regard to any act of agency
6 performed, with respect to any order or contract for the other
7 person.

8 36. As set forth above, from at least August 2008 through the present, in
9 or in connection with commodity futures contracts made, or to be made, for or on
10 behalf of other persons, Defendants cheated or defrauded, or attempted to cheat or
11 defraud, customers and prospective customers and willfully deceived or attempted
12 to deceive customers and prospective customers by, among other things,
13 knowingly: (i) misrepresenting material facts to NGI customers and prospective
14 customers, including the profit potential of investing with NGI; (ii) omitting
15 material facts to NGI customers and prospective customers, including the risk of
16 loss in investing with NGI; and (iii) misappropriating NGI customer funds; all in
17 violation of Sections 4b(a)(1)(A) and (C) of the Act as amended by the CRA, to be
18 codified at 7 U.S.C. §§ 6b(a)(1)(A) and (C).

19 37. Defendants engaged in the acts and practices described above
20 knowingly or with reckless disregard for the truth.
21

22 38. Gonzalez and Naranjo controlled NGI directly or indirectly, and did
23 not act in good faith or knowingly induced, directly or indirectly, NGI's conduct
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1 alleged in this Count. Therefore, pursuant to Section 13(b) of the Act, 7 U.S.C.
2 § 13c(b) (2006), Gonzalez and Naranjo are liable for NGI's violations of Sections
3 4b(a)(1)(A) and (C) of the Act as amended by the CRA, to be codified at 7 U.S.C.
4 §§ 6b(a)(1)(A) and (C).
5

6 39. The foregoing acts, misrepresentations, omissions, and failures of
7 Gonzalez and Naranjo, along with other NGI employees and agents, occurred
8 within the scope of their employment with NGI. Therefore, NGI is liable for these
9 acts, misrepresentations, omissions and failures pursuant to Section 2(a)(1)(B) of
10 the Act, 7 U.S.C. § 2(a)(1)(B), and Regulation 1.2, 17 C.F.R. § 1.2 (2009).
11

12 40. Each misrepresentation or omission of material fact and each act of
13 misappropriation, including but not limited to those specifically alleged herein, is
14 alleged as a separate and distinct violation of Sections 4b(a)(1)(A) and (C) of the
15 Act as amended by the CRA, to be codified at 7 U.S.C. §§ 6b(a)(1)(A) and (C).
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18 VI. RELIEF REQUESTED

19 **WHEREFORE**, the CFTC respectfully requests that the Court, as
20 authorized by Section 6c of the Act, 7 U.S.C. § 13a-1 (2006), and pursuant to its
21 own equitable powers:
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1 A. Enter an order finding that Defendants violated Sections 4b(a)(1)(A)
2 and (C) of the Act as amended by the CRA, to be codified at 7 U.S.C. §§
3 6b(a)(1)(A) and (C).
4

5 B. Enter an order of permanent injunction prohibiting Defendants, and
6 any of their agents, servants, employees, assigns, attorneys, and persons in active
7 concert or participation with them, from, directly or indirectly:
8

9 1. Engaging in conduct in violation of Sections 4b(a)(1)(A)
10 and(C) of the Act as amended by the CRA, to be codified at 7 U.S.C.
11 §§ 6b(a)(1)(A) and (C); and
12

13 2. Engaging in:

- 14 (a) trading on or subject to the rules of any registered entity (as that
15 term is defined in Section 1a(29) of the Act, 7 U.S.C. § 1a(29)
16 (2006);
17 (b) entering into any transactions involving commodity futures,
18 options on commodity futures, commodity options (as that term
19 is defined in Regulation 32.1(b)(1), 17 C.F.R. § 32.1(b)(1)
20 (2009)) (“commodity options”), and/or foreign currency (as
21 described in Sections 2(c)(2)(B) and 2(c)(2)(C)(i) of the Act as
22 amended by the CRA) (“forex contracts”) for their own
23 personal account or for any account in which they have a direct
24 or indirect interest;
25 (c) having any commodity futures, options on commodity futures,
26 commodity options, and/or forex contracts traded on their
behalf;

- 1 (d) controlling or directing the trading for or on behalf of any other
2 person or entity, whether by power of attorney or otherwise, in
3 any account involving commodity futures, options on
4 commodity futures, commodity options, and/or forex contracts;
5 (e) soliciting, receiving, or accepting any funds from any person
6 for the purpose of purchasing or selling any commodity futures,
7 options on commodity futures, commodity options, and/or forex
8 contracts;
9 (f) applying for registration or claiming exemption from
10 registration with the Commission in any capacity, and engaging
11 in any activity requiring such registration or exemption from
12 registration with the Commission, except as provided for in
13 Regulation 4.14(a)(9), 17 C.F.R. § 4.14(a)(9) (2009);
14 (g) acting as a principal (as that term is defined in Regulation
15 3.1(a), 17 C.F.R. § 3.1(a) (2009)), agent or any other officer or
16 employee of any person registered, exempted from registration
17 or required to be registered with the Commission, except as
18 provided for in Regulation 4.14(a)(9), 17 C.F.R. § 4.14(a)(9)
19 (2009).

20 C. Enter an order pursuant to Section 6c(a) of the Act restraining
21 Defendants and all persons insofar as they are acting in the capacity of Defendants'
22 agents, servants, successors, employees, assigns, and attorneys, and all persons
23 insofar as they are acting in active concert or participation with them who receive
24 actual notice of such order by personal service or otherwise, from directly or
25 indirectly:

- 26 1. Destroying, mutilating, concealing, altering or disposing of any
books and records, documents, correspondence, brochures,
manuals, electronically stored data, tape records or other

1 property of Defendants, wherever located, including all such
2 records concerning Defendants' business operations;

3 2. Refusing to permit authorized representatives of the
4 Commission to inspect, when and as requested, any books and
5 records, documents, correspondence, brochures, manuals,
6 electronically stored data, tape records or other property of the
7 Defendants wherever located, including all such records
8 concerning Defendants' business operations; and

9 3. Withdrawing, transferring, removing, dissipating, concealing or
10 disposing of, in any manner, any funds, assets, or other
11 property, wherever situated, including but not limited to, all
12 funds, personal property, money or securities held in safes,
13 safety deposit boxes and all funds on deposit in any financial
14 institution, bank or savings and loan account, whether domestic
15 or foreign, held by, under the control, or in the name of the
16 Defendants;

17 D. Enter an order directing that Defendants, and any successors thereof,
18 make an accounting to the Court of all of their assets and liabilities, together with
19 all funds they received from and paid to investors and other persons in connection
20 with commodity futures or options transactions or forex transactions, including the
21 names, mailing addresses, email addresses and telephone numbers of any such
22 persons from whom they received such funds from August 2008 to the date of such
23 accounting, and all disbursements for any purpose whatsoever of funds received
24 from pool participants, including salaries, commissions, fees, loans and other
25 disbursements of money and property of any kind, from August 2008 to and
26 including the date of such accounting. At a minimum, the accounting should

1 include a chronological schedule of all cash receipts and cash disbursements. In
2 addition, each transaction shall be classified as business or personal. All business
3 transactions shall disclose the business purpose of the transaction. The accounting
4 shall be provided in an electronic format such as Quicken, Excel, or other
5 accounting or electronic format spreadsheet. In addition, the Defendants shall
6 supply true and accurate copies of any balance sheets, income statements,
7 statement of cash flow, or statement of ownership equity previously prepared for
8 the Defendants' business(es);
9
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11 E. Enter an order requiring Defendants immediately to identify and
12 provide an accounting in the same manner as described above, for all assets and
13 property that they currently maintain outside the United States, including, but not
14 limited to, all funds on deposit in any financial institution, futures commission
15 merchant, bank, or savings and loan accounts held by, under the control of, or in
16 the name of New Golden Investment Group, LLC, Ruben Gonzalez and/or Jose
17 Naranjo, or their nominees, whether held jointly or otherwise, and requiring them
18 to repatriate all funds held in such accounts by paying them to the Clerk of the
19 Court, or as otherwise ordered by the Court, for further disposition in this case;
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22 F. Enter an order requiring Defendants, and any third party transferee
23 and/or successors thereof, to disgorge to any officer appointed or directed by the
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1 Court, all benefits received including, but not limited to, salaries, commissions,
2 loans, fees, revenues and trading profits derived, directly or indirectly, from acts or
3 practices which constitute violations of the Act as described herein, including pre-
4 judgment interest;
5

6 G. Enter an order requiring Defendants to make restitution by making
7 whole each and every customer whose funds were received or utilized by them in
8 violation of the provisions of the Act as described herein, including pre-judgment
9 interest;
10

11 H. Enter an order directing the Defendants and any successors thereof, to
12 rescind, pursuant to such procedures as the Court may order, all contracts and
13 agreements, whether implied or express, entered into between them and any of the
14 customers whose funds were received by them as a result of the acts and practices
15 which constituted violations of the Act and Regulations, as described herein;
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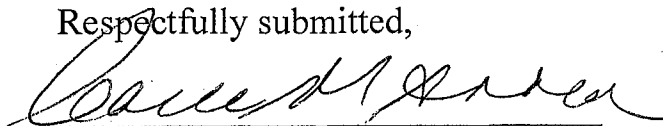
17 I. Enter an order directing each Defendant to pay a civil monetary
18 penalty in the amount of the higher of \$140,000 for each violation of the Act
19 committed on or after October 23, 2008, and \$130,000 for each violation of the Act
20 committed before October 23, 2008, or triple the monetary gain to each Defendant
21 for each violation of the Act described herein, plus post-judgment interest;
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1 J. Enter an order requiring Defendants to pay costs and fees as permitted
2 by 28 U.S.C. §§ 1920 and 2412(a)(2); and

3 K. Enter an order providing such other and further relief as this Court
4 may deem necessary and appropriate under the circumstances.

5
6 Date: MAY 20, 2010

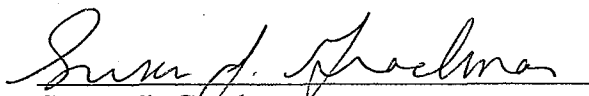
Respectfully submitted,



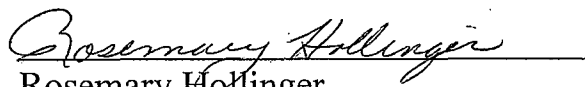
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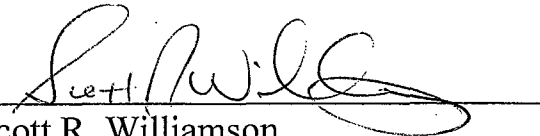
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Name & Address:
Camille M. Arnold/Brigitte C. Weyls
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Suite 1100
Chicago, Illinois 60661

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

United States Commodity Futures Trading
Commission,

CASE NUMBER

PLAINTIFF(S)

CV10 3834 QDW

FMOX

v.

New Golden Investment Group, LLC a.k.a., NGI Group, LLC,
a.k.a., New Golden Management, a.k.a., New Golden
Entertainment, LLC, a.k.a. Grupo NGI International, Inc., a.k.a.,
NGI Group International, Inc., Ruben Gonzalez and Jose C.
Naranjo,

DEFENDANT(S).

SUMMONS

TO: DEFENDANT(S): NGI Group, LLC, c/o Ruben Gonzalez, NGI Managing Member, Central Detention
Center, 630 East Rialto Avenue, San Bernardino, California 92415

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint _____ amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Camille M. Arnold/Brigitte C. Weyls, whose address is U.S. Commodity Futures Trading Commission, 525 West Monroe Street, Suite 1100, Chicago, IL 60661. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

CHRISTOPHER POWERS

Dated: MAY 20 2010

By: _____

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

Name & Address:
Camille M. Arnold/Brigitte C. Weyls
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Suite 1100
Chicago, Illinois 60661

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

United States Commodity Futures Trading
Commission,

PLAINTIFF(S)

v.

New Golden Investment Group, LLC a.k.a., NGI Group, LLC,
a.k.a., New Golden Management, a.k.a., New Golden
Entertainment, LLC, a.k.a. Grupo NGI International, Inc., a.k.a.,
NGI Group International, Inc., Ruben Gonzalez and Jose C.
Naranjo,

DEFENDANT(S).

CASE NUMBER

CV10 3834

ODW FMOx

SUMMONS

TO: DEFENDANT(S): Ruben Gonzalez, Central Detention Center, 630 East Rialto Avenue,
San Bernardino, California 92415

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint _____ amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Camille M. Arnold/Brigitte C. Weyls, whose address is U.S. Commodity Futures Trading Commission, 525 West Monroe Street, Suite 1100, Chicago, IL 60661. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: _____

MAY 20 2010

By: _____
Deputy Clerk

(Seal of the Court)

CHRISTOPHER POWERS

SEAL

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

Name & Address:
Camille M. Arnold/Brigitte C. Weyls
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Suite 1100
Chicago, Illinois 60661

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

United States Commodity Futures Trading
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New Golden Investment Group, LLC a.k.a., NGI Group, LLC,
a.k.a., New Golden Management, a.k.a., New Golden
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NGI Group International, Inc., Ruben Gonzalez and Jose C.
Naranjo,

DEFENDANT(S).

CASE NUMBER

CV10 3834 QDW FMOx

SUMMONS

TO: DEFENDANT(S): Jose C. Naranjo

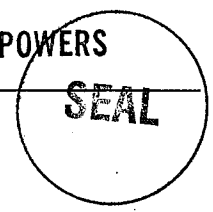
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Clerk, U.S. District Court

Dated: MAY 20 2010

By: CHRISTOPHER POWERS
Deputy Clerk
(Seal of the Court)



[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) United States Commodity Futures Trading Commission	DEFENDANTS New Golden Investment Group, LLC a.k.a., NGI Group, LLC, a.k.a., New Golden Management, a.k.a., New Golden Entertainment, LLC, a.k.a. Grupo NGI International, Inc., a.k.a., NGI Group International, Inc., Ruben Gonzalez and Jose C. Naranjo
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Camille M. Arnold (312.596.0524)/Brigitte C. Weyls (312.596.0547) United States Commodity Futures Trading Commission 525 West Monroe Street, Suite 1100, Chicago, Illinois 60661	Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.) <input checked="" type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border-collapse: collapse;"> <tr> <td></td> <td align="center">PTF</td> <td align="center">DEF</td> <td></td> <td align="center">PTF</td> <td align="center">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td align="center"><input type="checkbox"/> 1</td> <td align="center"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td align="center"><input type="checkbox"/> 4</td> <td align="center"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td align="center"><input type="checkbox"/> 2</td> <td align="center"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td align="center"><input type="checkbox"/> 5</td> <td align="center"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td align="center"><input type="checkbox"/> 3</td> <td align="center"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td align="center"><input type="checkbox"/> 6</td> <td align="center"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	PTF	DEF		PTF	DEF																				
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4																				
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5																				
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

IV. ORIGIN (Place an X in one box only.)

1 Original Proceeding
 2 Removed from State Court
 3 Remanded from Appellate Court
 4 Reinstated or Reopened
 5 Transferred from another district (specify): _____
 6 Multi-District Litigation
 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: **JURY DEMAND:** Yes No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: Yes No **MONEY DEMANDED IN COMPLAINT: \$** _____

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

7 U.S.C. Section 13a-1 Injunctive action for violations of the Commodity Exchange Act.

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input checked="" type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	TORTS PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE/PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
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FOR OFFICE USE ONLY: Case Number: _____

CV10 3834

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? No Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? No Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

- (a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.
 Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country

- (b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.
 Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
New Golden Investment Group, LLC a.k.a., NGI Group, LLC, a.k.a., New Golden Management, a.k.a., New Golden Entertainment, LLC, a.k.a. Grupo NGI International, Inc., a.k.a., NGI Group International, Inc.--RIVERSIDE Ruben Gonzalez--RIVERSIDE Jose C. Naranjo--RIVERSIDE	

- (c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
RIVERSIDE	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER):

Michael S. Garcia Date 5/20/10

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))